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Paper No. 6

MACMILLAN SOBANSKI & TODD, LLC  
ONE MARITIME PLAZA FOURTH FLOOR  
720 WATER STREET  
TOLEDO OH 43604-1619

In re Application of:  
Clifford, et al.  
Application No. 10/004,936  
Filed: December 5, 2001  
Attorney Docket No. 15605

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OFFICE OF PETITIONS  
DECISION GRANTING  
PETITION

This is a decision on the February 22, 2002 petition under 37 C.F.R. §1.10(c) requesting that the above-identified application be accorded a filing date of December 5, 2001 rather than the presently accorded filing date of December 7, 2001.

Petitioner alleges that the application was deposited in Express Mail service on December 5, 2001. In support, the petition is accompanied by a copy of Express Mail receipt no. EL588511305US (the same Express Mail number found on the original application papers located in the official file). It shows no indication of the date of deposit. However, the copy of the USPS.com Express Mail tracking service included with the petition shows that the application was, in fact, en route on December 5, 2001.

In view of the above, *this petition is granted*.

This application will be returned to Initial Patent Examination Division for correction of the filing date to December 5, 2001.

Telephone inquiries concerning this matter may be directed to the undersigned in the Office of Petitions at (703) 306-5593.

Scott M. Ledford  
Attorney  
Office of Petitions  
Office of the Deputy Assistant Commissioner  
for Patent Examination Policy